

STANDARD

PROCEDURES FOR MONITORING WELL PERMIT PROCESS

CITY OF FRESNO
PUBLIC WORKS DEPARTMENT
ENGINEERING SERVICES DIVISION
2600 FRESNO ST.
FRESNO, CA 93721

JON RUIZ
PUBLIC WORKS DIRECTOR



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CITY OF FRESNO

PUBLIC WORKS DEPARTMENT

MONITORING WELL PERMIT PROCESS

1. DEFINITION OF MONITORING WELL

“Monitoring Well” shall mean any well or other excavation extended to ground water or within 15 feet of the uppermost ground water level, by any method for the purpose of assessing environmental conditions, mitigation of environmental impairments in areas of known or suspected pollution or contamination, observing ground water levels and flow conditions, or evaluating subsurface hydrologic conditions or hydraulic parameters of water bearing zones as related to contaminant movement.

2. TYPES OF MONITORING WELLS

Monitoring Well types include any well or other excavation designed to be Constructed in the saturated, vadose, or unsaturated zone as limited to within 15 feet of ground water, and used for but not limited to monitoring, observation, extraction, injection or sampling of soil, ground water, water or soil vapor, air, or gas.

Individual Monitoring Wells are the only type of monitoring well allowed in the City of Fresno. Construction of Nested Monitoring **Wells (two or more casings within the same borehole)** or Multi-level Monitoring Wells (single casing with multiple intervals of screen), for ground water purposes, are prohibited in the City of Fresno.

3. PUBLIC WORKS PERMITS

The Public Works Department, depending on the location of the proposed well issues two types of permits.

- A. “Permit to Install Monitoring Well” for wells within private property.
- B. “Monitoring Well Agreement” for wells within public right-of-way.

4. RELATED APPLICATIONS AND FEES

Applications are required for each project as defined by an environmental assessment and/or corrective actions work plan. Separate application is to be submitted with Public Works and Development Departments. Applications shall

be submitted concurrently to both departments, and shall contain clear, legible and accurate information. Information presented in each application must be consistent with information in related applications and the work plan.

4.1 WELLS IN PRIVATE PROPERTY

A. PUBLIC WORKS DEPARTMENT

Application for Permit to Install Monitoring is available at:

Public Works Department

Engineering Services Division

2600 Fresno Street, 4th Floor, Room 4019

Fresno, California 93721-3623

Telephone (559) 621-8690

FAX (559) 488-1045

Or just print page 18 and 19 of this document.

Monitoring Well Application Fee

\$295.00 base application fee up to three wells, plus **\$50.00** per well for each additional well.

- Fee covers the cost of processing the application, and is not refundable to the applicant whether the permit is granted or refused.
- At the time of payment of fee, a cashier memo is issued to the applicant- indicating acceptance of the application. Payment does not indicate approval of the permit.

Construction Inspection Fee

\$175.00 minimum inspection fee per visit.

B. DEVELOPMENT DEPARTMENT

Environmental Assessment Application is Available at:

Development Department

Project Evaluation Section

Public Counter, 3rd Floor, Room 3043

2600 Fresno Street, Fresno, CA 93721-3604

Telephone (559) 621-8042 FAX (559) 488-1020

Environmental Assessment Fee

\$520.00 per application

Exemption of Non-Entitlement Projects (FY 2000- 01) Other
Development Department Permits.

Depending upon the scope of work to be performed, other permits may also be necessary from Development Department. It is the applicant's responsibility to secure all the required permits. Please contact Building and Safety Services at (559) 621-8120, for any additional permits that may be required (i.e., plumbing, mechanical, electrical, building, well destruction, etc.) for the project.

4.2 WELLS IN PUBLIC RIGHT-OF-WAY

All items included in Section 4.1 and the following.

Monitoring Well Agreement Fee

\$640.00 agreement fee due at the time permit is tentatively approved. Fee covers the cost of preparation and processing of a comprehensive indemnity agreement, review and approval by City Attorney, processing for approval by Public Works Director, and filling with City Clerk. (See Section 8.2 for monitoring well agreement requirements.)

Street Work Permit

Street Work Permit applications are available at the Public Works Front counter. A \$25,000 Street work/excavation performance bond, certificate of insurance, and processing fee of \$20 are required. Information on certificate of insurance or bonding requirements can be obtained by contacting Public Works at (559) 621-8690 (also see Section 8.2 (B) For insurance requirements.) The Street work permit application is processed for approval and then must be received and reviewed by Construction Management Division at 1919 East McKinley Avenue prior to issuance.

5. REQUIREMENTS FOR APPROVAL OF PERMIT

5.1 WELLS IN PRIVATE PROPERTY

- A. Submittal of a completed monitoring well application and supplemental documents along with any additional information that may be required by Public Works Department.
- B. Completion of project review by Public Works Department.
- C. Completion of environmental assessment by Development Department
- D. Submittal of site health and safety plan
- E. Approval of permit to install monitoring well.
- F. Payment of appropriate processing fees.

5.2 WELLS IN PUBLIC RIGHT-OF-WAY

- A. Submittal of a completed monitoring well application and supplemental documents along with any additional information nation that may be required by Public Works Department.
- B. Completion of project review by Public Works Department.
- C. Completion of environmental assessment by Development Department
- D. Approval of any required traffic diversion plan by Traffic Engineering Division
- E. Submittal of site health and safety plan.
- F. Execution of monitoring well agreement.
- G. Issuance of Street work permit.
- H. Payment of appropriate processing fees.

6. REQUIRED SUPPLEMENTAL INFORMATION

Documents to be submitted to Public Works Department for review of monitoring well application include:

6.1 WELLS IN PRIVATE PROPERTY

- A. Work Plan (revisions/addendum) as approved by the lead regulatory agency. The proposed work shall meet Public Works Standard Drawing W-30, California Well Standards Bulletin 74-90, Fresno County Guidelines For Site Assessment/Corrective Actions, and all applicable Federal, State, and local requirements.

The work plan shall include a scaled drawing depicting all structures on and adjacent to the drilling site(s); existing utilities (primarily sewer, water, and storm drain), street improvements, rights-of-way, utility easements, if any; and other pertinent information related to the site. Standard drawing shall be 8 1/2"x 11" in size. Location of public easements and sewer and water facilities are only available through Public Works Department (not provided by Underground Service Alert).

All other utility information may be acquired from respective utility agencies. **It is not** satisfactory to state that Underground Service Alert will determine the locations of all underground utilities.

B. Letter of Approval from the lead regulatory agency, and Copy of Permits to construct well by Fresno County Community Health Department-Environmental Health System (if issued).

C. Site Health and Safety Plan as approved by an appropriately registered or certified professional. Site health and safety plan is reviewed by Public Works forwarded to Construction Management Division to be used by the City inspectors assigned to the project.

The City of Fresno shall inspect all work.

Notify Construction Management at (559) 621-5500 a minimum of 48 hours prior beginning of construction

D. If proposed work requires access to others property, a written authorization from the property owner(s) giving the applicant and/or their representatives permission to enter his/her property for the purpose of installing, maintaining and periodic sampling of the wells.

The authorization letter shall include property address, Assessors Parcel Number (APN), owner(s) name, and a description of work to be performed including any future sampling and maintenance. The issuance of any permit or agreement shall in no way be construed as a grant by the City of any rights to owner or his/her representative to trespass upon land rightfully in the possession of, or owned by, another, whether such land be privately or publicly owned.

6.2 WELLS IN PUBLIC RIGHT-OF-WAY

A. All items included in Section 6.1 shall apply.

B. Documents requiring installation of monitoring well with an explanation of a compelling need for well(s) in public right-of-way, and a satisfactory rationale for lack of alternative sites on private property

C. Traffic diversion plan, if required by Traffic Engineering, for the initial installation and subsequent sampling to indicate measures to alleviate potential effects on vehicular and/or pedestrian traffic. The traffic diversion plan shall be provided to the Traffic Engineering Division for review and approval and shall conform to the State Department of Transportation Guidelines "Manual of Traffic Controls". Please contact Traffic Engineering at (559) 621-8807 for any questions regarding the traffic diversion plan.

D. Site health and safety plan shall address all aspects of work to be performed in the street right-of-way, including traffic and pedestrian safety.

E. Schedule of drilling and sampling activities Generally work shall be conducted within regular business hours (8 AM to 5 PM). Local businesses and residences affected by the proposed work shall be notified in writing a minimum of 48 hours prior to field operations as to when, how, and how long they will be affected.

The letter of notification shall also include contact names and telephone numbers of both the environmental consultant and the City representative.

The letter shall be prepared and delivered by the applicant..

7. PERMIT PROCESSING SCHEDULE

The following schedules begin when Public Works determines that the application is complete and the information package meets all the requirements of the City of Fresno. It should be noted that permit process does not start from time of receipt of the application.

7.1 WELLS IN PRIVATE PROPERTY

A minimum of 10 working days for Permit to Install Monitoring Well.

7.2 WELLS IN PUBLIC RIGHT-OF-WAY

A minimum of 25 working days for monitoring well Agreement, which includes the following, items:

- Environmental engineering review of the application and supplemental information,
- Completion of environmental assessment by Development Department,
- Agreement preparation,
- City Attorney review,
- Review and approval of permit by Water Division,
- City Attorney approval and review of the signed agreement,
- Processing for approval by Public Works Director, and
- Filing with City Clerk

8. MONITORING WELL PERMIT AND AGREEMENT

Permits to Install Monitoring Well and Monitoring Well Agreements are issued by the Public Works Department.

8.1 PERMIT TO INSTALL MONITORING WELL (PRIVATE PROPERTY)

A. At the time of issuance, signatures are required from the applicant and the owner(s). Signatures acknowledge acceptance and compliance with conditions established for the permitting of monitoring wells within private property.

8.2 MONITORING WELL AGREEMENT (PUBLIC RIGHT-OF-WAY)

A. The City of Fresno is willing to permit such installation only if the applicant enters into an agreement to protect the public right-of-way and protect the City from any liability arising from such installation.

B. The City requires the applicant and/or its contractor and subcontractors to maintain a policy of comprehensive general liability insurance, to include contractual and automobile, with limits for combined single limit for bodily injury and property damage of not less than \$1,000,000. The insurance policy shall name the City of Fresno as additional insured with respect to the agreement. Before the City signs the monitoring well agreement, the applicant shall provide insurance certificate in a form satisfactory to the City's Risk Manager.

C. Monitoring well agreements require the property owner signatures be notarized. Signatures acknowledge acceptance and compliance with conditions established for the permitting of monitoring wells within public right-of-way. In the case of corporate ownership or an individual representing the owner(s), the notarized signature shall be accompanied by a corporate resolution or legal documentation giving the signee authority to represent said corporation or owners. Two (2) originals will be issued, both requiring appropriate signatures and supporting documentation.

D. Upon receipt of the signed agreement, said agreement is forwarded to the City Attorney's office for review and approval. Review time is approximately five working days from time of receipt by the City Attorney.

E. Upon approval by the City Attorney, the agreement is forwarded to the Public Works Director for approval. It is then forwarded to the City Clerk for signature and official seal. Upon receipt of the agreement from the City Clerk, the owner's copy is forwarded to the applicant.

F. Upon issuance of the agreement, the applicant shall acquire a street work permit application from the Public Works or Development permits counter. The permit is for inspection of the project area to ensure compliance with Public

Works Standards and that the public right-of-way is returned to original condition upon completion of work.

The application is forwarded to Public Works for approval and then must be received and reviewed by Construction Management Division prior to issuance.

G. The agreement shall in no way be construed as a grant by the City of any rights to owner or his/her representative to trespass upon land rightfully in the possession of, or owned by, another, whether such land be privately or publicly owned.

9. REQUIREMENTS FOR DESTRUCTION OF MONITORING WELLS

Except for injection and extraction wells utilized in corrective actions, all monitoring wells are subject to City review and reevaluation within **18 months** after the installation date. No additional fees are associated with the reevaluation process. City may require destruction of the well unless owner demonstrates the usefulness of the well with a satisfactory rationale for future use. A 12-month extension may be granted subject to further reevaluation. If the analytical results indicate no evidence of any environmental impact at the location of the well, the well shall be destroyed to ensure the quality of ground water is protected. Well Destruction Permit shall be obtained from the Development Department (see Section 4.1(B)). The well destruction shall be performed in accordance with California Well Standards, Bulletin 74-90.

<p>Discontinuance of the use of a monitoring well and destruction of the well may be required at any time upon notice by the Public Works Director. Such notice may be given upon a finding of public necessity at the Director's sole discretion</p>

APPENDX A

SUMMARY OF REQUIRED PERMITS AND FEES

WELLS IN PRIVATE PROPERTY

REOUired PERMITS FEES

1. MONITORING WELL PERMIT (Public Works Department)

APPLICATION PROCESSING

\$295 for up to three (3) wells plus

\$ 50 per each additional well over three

CONSTRUCTION INSPECTION **\$175**

2. ENVIRONMENTAL ASSESSMENT (Development Department) EXEMPTION **\$520.00**

WELLS IN PUBLIC RIGHT-OF-WAY

REOUired PERMITS FEES

1. MONITORING WELL PERMIT (Public Works Department) APPLICATION PROCESSING

\$295 for up to three wells plus **\$50** per each additional well over three

2. ENVIRONMENTAL ASSESSMENT (Development Department) EXEMPTION **\$520.00**

3. MONITORING WELL AGREEMENT (Public Works Department) **\$640.00**

4. STREET WORK PERMIT (Public Works & Development Depts.)

5. TRAFFIC DIVERSION PLAN (If required by Traffic Engineering)

CONSTRUCTION INSPECTION/PROCESSING **\$195 (\$175 /\$20)** No Fee.

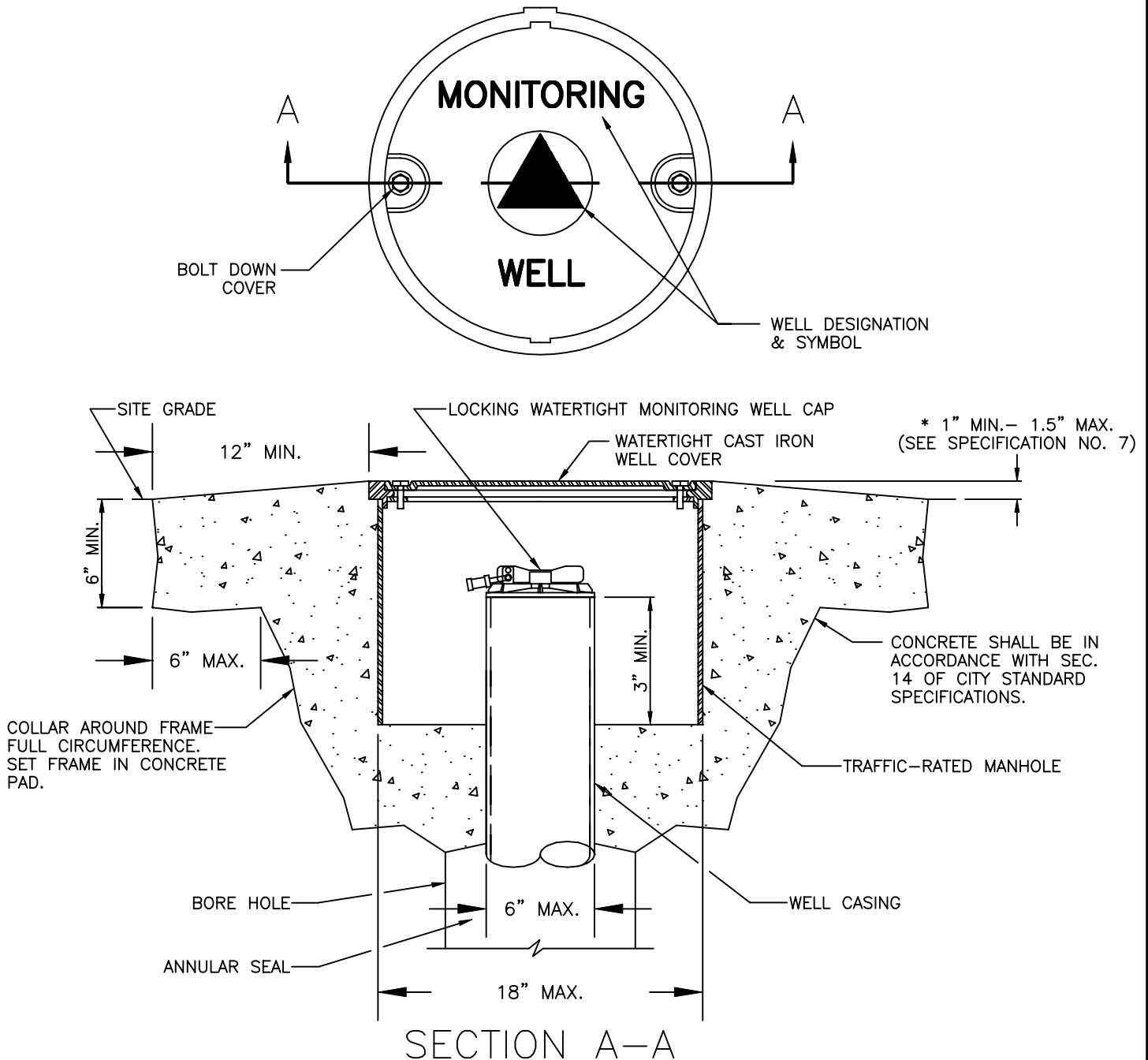
APPENDIX B

PUBLIC WORKS STANDARD DRAWS NO. [W 30](#)

SPECIFICATIONS

1. THIS STANDARD IS NOT ALLOWED WITHIN THE TRAVELED WAY AND ANY PAVED AREAS OF A PUBLIC STREET.
2. NO LESS THAN 12 FEET OF HORIZONTAL SEPARATION SHALL BE MAINTAINED BETWEEN THE MONITORING WELL AND ANY EXISTING UNDERGROUND UTILITY.
3. THE WELL BOX SHALL BE STRUCTURALLY SOUND AND STRONG ENOUGH TO SUPPORT VEHICULAR TRAFFIC. IT SHALL BE TRAFFIC-RATED AS TESTED BY AN OFFICIAL TESTING LABORATORY TO MEET AASHTO STANDARD FOR "H-20" TRUCK LOADINGS.
4. THE TOP OF THE WELL SHALL BE PERMANENTLY MARKED WITH LARGE LETTERS "MONITORING WELL."
5. THE WELL COVER SHALL BE BOLT DOWN OR EQUIVALENT TO PROVIDE PROTECTION AGAINST UNAUTHORIZED ACCESS.
6. THE WELL COVER SHALL BE WATERTIGHT TO PROTECT AGAINST ENTRY OF SURFACE WATER.

7. THE TOP OF THE WELL SHALL BE SET 1.0 TO 1.5 INCHES ABOVE SURROUNDING GRADE TO PROVIDE FOR DRAINAGE AWAY FROM THE COVER, EXCEPT FOR WELLS INSTALLED IN SIDEWALK OR PAVED AREAS WHERE TOP OF THE CONCRETE PAD SHALL BE INSTALLED FLUSH AND MATCH EXISTING CONDITIONS.
8. A CONCRETE PAD WITH A MINIMUM THICKNESS OF 6 INCHES SHALL BE CONSTRUCTED AROUND THE WELL BOX. THE PAD SHALL EXTEND Laterally A MINIMUM OF 12 INCHES FROM OUTSIDE OF THE WELL BOX. THE PAD SHALL BE CONSTRUCTED TO BE FREE OF CRACKS OR OTHER DEFECTS LIKELY TO AFFECT WATER TIGHTNESS.
9. A LOCKING WATERTIGHT WELL CAP SHALL BE INSTALLED AT THE TOP OF THE WELL CASING SO THAT SURFACE WATER THAT MAY ENTER THE VAULT WILL NOT ENTER THE WELL.
10. MONITORING WELLS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE CALIFORNIA WELL STANDARDS.



MONITORING WELL MANHOLE
CONSTRUCTION DETAIL

REF. & REV.
AUG. 2002

CITY OF FRESNO
W-30

APPENDIX D

COPY OF THE CERTIFICATE OF LIABILITY INSURANCE AND STREET WORK EXCAVATION BOND INFORMATION



ALL STREET WORK AND EXCAVATION BONDS SHALL EXPIRE ON JUNE 30 AND SHALL BE FOR A MINIMUM OF ONE YEAR OR UNTIL CANCELED. THE CERTIFICATE OF LIABILITY INSURANCE MUST NAME "THE CITY OF FRESNO, ITS OFFICERS, EMPLOYEES, AND AGENTS" ADDITIONAL INSURED PER AN ATTACHED ENDORSEMENT (Please refer to Municipal Code, Section 11-207 Insurance below). SEE EXAMPLE.

MAIL ORIGINAL BOND AND CERTIFICATE OF LIABILITY INSURANCE AND ENDORSEMENTS TO:

CITY OF FRESNO
ATT: FRONT COUNTER
PUBLIC WORKS DEPARTMENT
2600 FRESNO ST., ROOM 4019
FRESNO, CA. 93721-3623

IF YOU HAVE ANY QUESTIONS PLEASE CONTACT US AT:

PHONE: (559) 621-8690
FAX: (559) 488-1045
or (559) 457-1821
EMAIL: Works.Public@ci.fresno.ca.us
SECTION 11-207. INSURANCE.

(a) No person shall be entitled to a permit under this article unless and until he shall have filed and maintained on file with the City of Fresno a certification that such person carries public liability and property damage insurance issued by an insurance carrier licensed to do business in the State of California, insuring the applicant, the city, its officers, employees and agents as named insured against loss by reason of injuries to, or death of, persons, or damages to property caused by the applicant, its agents or employees in performing any work under such permit, in the following amounts:
Said insurance is to provide for cross-liability between insured and provide that the applicant's insurance is primary to any owned by the city.
(b) Public utilities and other public agencies shall not be required to file the certification set forth in subsection (a) of this section, provided the utility or agency agrees in writing to indemnify and defend the city, its agents and employees from liability arising from the work, and pay all of the city's court costs and attorney's fees incurred as a result of claims being made for damages therefore, that there shall be filed and maintained with the City, certification showing the maintenance of a satisfactory plan of self-insurance, or sufficient evidence is to be presented that the public utility or other public agency is of sufficient financial responsibility to provide the necessary indemnification. (Added Ord. 6667, 1965; Am. Ord. 98-19, § 3, eff. 5-22-98).

ACORD™ CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YY)

PRODUCER

YOUR AGENTS NAME
1234 N. SOMEWHERE AVE
FRESNO, CA. 93721

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW.

COMPANIES AFFORDING COVERAGE

COMPANY

A

COMPANY

B

COMPANY

C

COMPANY

D**INSURED**

YOUR COMPANY
5678 S. ANYWHERE STREET
CITY, STATE ZIP

COVERAGES

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT, WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN. THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	LIMITS
	GENERAL LIABILITY <input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> OWNER'S & CONTRACTOR'S PROT				GENERAL AGGREGATE \$ 1,000,000 PRODUCTS - COM/PROP AGG \$ 1,000,000 PERSONAL & ADV INJURY \$ 1,000,000 EACH OCCURRENCE \$ 1,000,000 FIRE (DAMAGE (Any one fire)) \$ MED EXP (Any one person) \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	GARAGE LIABILITY <input type="checkbox"/> ANY AUTO				AUTO ONLY - EA ACCIDENT \$ OTHER THAN AUTO ONLY \$ EACH ACCIDENT \$ AGGREGATE \$
	EXCESS LIABILITY <input type="checkbox"/> UMBRELLA FORM <input type="checkbox"/> OTHER THAN UMBRELLA FORM				EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY THE PROPRIETARY PARTNERS/EXECUTIVE OFFICERS ARE <input type="checkbox"/> INCL <input type="checkbox"/> EXCL OTHER				WC STATUTORY LIMITS OTHER \$ EACH ACCIDENT \$ DISEASE - POLICY LIMIT \$ DISEASE - EA EMPLOYEE \$

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/SPECIAL ITEMS

*Ten days notice applies for non-payment - Certificate Holder is named additional insured as respects liability per attached form CG2010

CERTIFICATE HOLDER**CANCELLATION**

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ENDEAVOR TO MAIL 30 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE LEFT, BUT FAILURE TO MAIL SUCH NOTICE SHALL IMPOSE NO OBLIGATION OR LIABILITY OF ANY KIND UPON THE COMPANY, ITS AGENTS OR REPRESENTATIVES.

AUTHORIZED REPRESENTATIVE

THIS ENDORSEMENT CHANGES THE POLICY, PLEASE READ IT CAREFULLY

**ADDITIONAL INSURED-OWNERS, LESSEES OR
CONTRACTORS FORM B**

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name of Person or Organization:

City of Fresno
Public Works Department &
Its Employees, Officers, Agents and Volunteers
Attn: David Padilla
2600 Fresno Street, Room 4019
Fresno, Ca 93721-3623

Project: ***VARIOUS STREET WORK PERMITS WITHIN THE CITY OF FRESNO***

(If no entry appears above, information required to complete this endorsement will be shown in the
Declarations as applicable to this endorsement)

WHO IS AN INSURED (Section II) is amended to include as an insured the person or organization
shown in the Schedule, but only with respect to liability arising out of your on ongoing operations
performed for that insured.

STREETWORK AND EXCAVATION BOND

BOND NUMBER: _____

KNOW ALL MEN BY THESE PRESENTS:

That we,

as Principal, and

a Corporation authorized to do business as a surety under the laws of the State of California, as surety, are held and firmly bound to the **City of Fresno**, a Municipal Corporation, in the sum of ten thousand dollars (\$25,000.00), for the payment of which sum, well and truly to be made, we bind ourselves, our successors and assigns, and heirs, executors and administrators, jointly and severally by these presents.

The condition of this bond is such that:

WHEREAS, the above bonded principal desires to obtain, from time to time, permits to make excavations, dig trenches, remove and/or demolish certain curbs, gutter, sidewalks and street pavement, and to alter and/or cut street and alley structures and appurtenances thereof in and upon the public streets, alleys sidewalk areas and other public places in the **City of Fresno**, California, all in accordance with the provisions of Article 2 of Chapter 11 of the Municipal Code of the **City of Fresno**.

NOW THEREFORE, if the above bonded principal shall well and truly perform or cause to be performed, in a manner which fully complies with the provisions of said article of the Municipal Code, as said article now reads or may be hereafter amended during the term of this bond, the excavations made and other work done under each and every such permit issued to said principal, then this bond shall be null and void, but in the event that said principal shall fail to comply with any of the provisions of said article, and shall fail or refuse to comply with said provisions after notice from the Director of Public Works of the **City of Fresno**, then the City may direct the work to be done in accordance with the provisions of said article, and the cost and expense of such work together with any deficit in the payment for engineering , inspection, staking and other services required to be deposited by the principal under the provisions of said article shall be paid to the **City of Fresno** by said surety, the total liability of said surety not to exceed the amount of this bond, In the event suit is instituted to recover on this bond, said surety will pay to the **City of Fresno** as attorney's fees such as the court may adjudge reasonable.

The liability on this bond shall terminate on the 30th day of June_____.

Witness our hands and seals this_____day of_____

Principal

(Attach acknowledgment of Attorney-in-fact here)

Signature

By: _____
Attorney-in-Fact